

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TRUSTEES OF THE
UNITE HERE NATIONAL HEALTH FUND,
Plaintiff,
-against-
BENSON'S CLEANING SERVICE, INC.,
Defendant.

USDS SDNY 4/29/08
DOCUMENT
ELECTRONICALLY FILED
DOC #: 07CIV7876
DATE FILED: 4/29/08

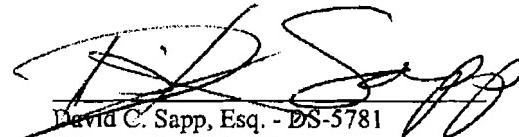
NOTICE OF DISMISSAL
07 CIV. 7876 (JGK)

SIRS:

PLEASE TAKE NOTICE that the Trustees of the UNITE HERE National Health Fund (hereinafter, the "Plaintiff"), having commenced the within proceeding by filing the Summons and Complaint on September 7, 2007 and a copy of the Summons and Complaint having been served on Benson's Cleaning Service, Inc. (hereinafter, the "Defendant"), and no answer or motion for Summary Judgment having been served by the Defendant, and it being the Plaintiffs' intention to voluntarily dismiss this action without prejudice;

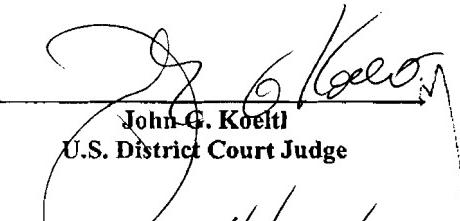
THEREFORE, pursuant to the provisions of Rule 41 (a) of the Federal Rules of Civil Procedure, the within action is hereby voluntarily dismissed without prejudice.

Dated: April 23, 2008
New York, New York



David C. Sapp, Esq. - DS-5781
Attorney for Plaintiff
730 Broadway, 9th Floor
New York, New York 10003-9511
(212) 539-5576

SO ORDERED:


John G. Koeltl
U.S. District Court Judge

4/24/08